

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

Bail Appl..No. 1242 of 2007()

CRIME NO.107/2007 OF KARUNAGAPPALLY POLICE STATION

: PETITIONER/ACCUSED

SHARIYAR,S/O.IBRAHIMKUTTY,
AMBITHARAYIL HOUSE,ADINADU SOUTH, ADINADU VILLAGE,
KARUNAGAPPALLY.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS: RESPONDENT/STATE

THE STATE OF KERALA,REPRESENTED BY THE
PUBLIC PROSECUTOR,HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 02/03/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

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B.A. No. 1242 OF 2007 A
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Dated this the 2nd day of March, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner, who is the accused in Crime No.107/2007 of Karunagappally Police Station for offences punishable under Secs.366A and 376 I.P.C., seeks his enlargement on bail. The occurrence took place on 29.1.2007. Petitioner was arrested on 31.1.2007 and was remanded to judicial custody where he continues. His earlier application for regular bail was dismissed by this court as per order dated 14.2.2007 in B.A.No.890/07.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Karunagappally and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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